

# HOUSE BILL 750

E1, C7  
HB 21/09 – W&M

0lr1896

---

By: **Delegates Olszewski, Frick, Glenn, and Kaiser**  
Introduced and read first time: February 5, 2010  
Assigned to: Ways and Means

---

## A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Law – Betting, Wagering, and Gambling – Fantasy Competition**

3 FOR the purpose of exempting certain fantasy competitions from gaming prohibitions;  
4 defining a certain term; and generally relating to fantasy competitions.

5 BY adding to

6 Article – Criminal Law

7 Section 12–114

8 Annotated Code of Maryland

9 (2002 Volume and 2009 Supplement)

10 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
11 MARYLAND, That the Laws of Maryland read as follows:

12 **Article – Criminal Law**

13 **12–114.**

14 **(A) FOR THE PURPOSES OF THIS SECTION, “FANTASY COMPETITION”**  
15 **INCLUDES ANY FANTASY OR SIMULATED GAME OR CONTEST SUCH AS FANTASY**  
16 **SPORTS, ONLINE OR OTHERWISE, IN WHICH:**

17 **(1) PARTICIPANTS OWN, MANAGE, OR COACH IMAGINARY TEAMS;**

18 **(2) ALL PRIZES AND AWARDS OFFERED TO WINNING**  
19 **PARTICIPANTS ARE ESTABLISHED AND MADE KNOWN TO PARTICIPANTS IN**  
20 **ADVANCE OF THE GAME OR CONTEST AND THEIR VALUE IS NOT DETERMINED BY**  
21 **THE NUMBER OF PARTICIPANTS OR THE AMOUNT OF ANY FEES PAID BY THOSE**  
22 **PARTICIPANTS;**

---

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           **(3) THE WINNING OUTCOME OF THE GAME OR CONTEST**  
2 **REFLECTS THE RELATIVE SKILL OF THE PARTICIPANTS AND IS DETERMINED BY**  
3 **STATISTICS GENERATED BY ACTUAL INDIVIDUALS (PLAYERS OR TEAMS IN THE**  
4 **CASE OF A PROFESSIONAL SPORT); AND**

5           **(4) NO WINNING OUTCOME IS BASED:**

6                   **(I) SOLELY ON THE PERFORMANCE OF AN INDIVIDUAL**  
7 **ATHLETE; OR**

8                   **(II) ON THE SCORE, POINT SPREAD, OR ANY PERFORMANCES**  
9 **OF ANY SINGLE REAL-WORLD TEAM OR ANY COMBINATION OF REAL-WORLD**  
10 **TEAMS.**

11           **(B) NOTWITHSTANDING THE PROVISIONS OF THIS OR ANY OTHER**  
12 **TITLE, THE PROHIBITIONS AGAINST BETTING, WAGERING, AND GAMBLING DO**  
13 **NOT APPLY TO PARTICIPATION IN A FANTASY COMPETITION.**

14           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
15 October 1, 2010.